

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

APR 17 2008

DAVID J. MALAND, CLERK  
BY Jan Hochart  
DEPUTY

SOFPPOOL, LLC

vs.

INTEX RECREATION CORP.

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§

CASE NO. 2:07-CV-097

VERDICT FORM

QUESTION NO. 1:

Do you find by a preponderance of the evidence that the defendant infringes the claim of the  
'546 patent ("the '546 Round Pool patent")?

Answer "Yes" or "No."

Answer:

No

QUESTION NO. 2:

Do you find by a preponderance of the evidence that the defendant infringes the claim of the '817 patent ("the '817 Oval Pool patent")?

Answer "Yes" or "No."

Answer: NO

If you have answered "Yes" to either Question No. 1 or Question No. 2, then answer the following Question. Otherwise, do not answer the following Question. Proceed instead to Question No. 4.

QUESTION NO. 3:

Do you find by clear and convincing evidence that such infringement of the '546 Round Pool patent was willful?

Answer "Yes" or "No."

Answer: \_\_\_\_\_

Do you find by clear and convincing evidence that such infringement of the '817 Oval Pool patent was willful?

Answer "Yes" or "No."

Answer: \_\_\_\_\_

QUESTION NO. 4:

Do you find by clear and convincing evidence that the claim of the '817 Oval Pool patent is invalid because it is obvious?

Answer "Yes" or "No."

Answer: NO

If you answered "Yes" to either Question No. 1 or Question No. 2, then answer the following Questions. Otherwise, do not answer the following Questions. The jury foreperson should instead sign and date the Verdict Form and return it to the Security Officer.

QUESTION NO. 5:

What sum of money, if any, if paid now in cash, would fairly and reasonably compensate the plaintiff for the defendant's total profits for any infringement you have found?

Answer in dollars and cents, if any, for the defendant's total profits gained from its infringement of the '546 Round Pool patent.

Answer: \_\_\_\_\_

Answer in dollars and cents, if any, for the defendant's total profits gained from its infringement of the '817 Oval Pool patent.

Answer: \_\_\_\_\_

QUESTION NO. 6:

What sum of money, if any, if paid now in cash, would fairly and reasonably compensate the plaintiff as a reasonable royalty for any infringement you have found?

Answer in dollars and cents, if any, for a reasonable royalty on the '546 Round Pool Patent.

Answer: \_\_\_\_\_

Answer in dollars and cents, if any, for a reasonable royalty on the '817 Oval Pool Patent.

Answer: \_\_\_\_\_

Signed this 17<sup>th</sup> day of April, 2008.